

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:) CHAPTER 13
)
IRMA TAPIA)
) CASE NO: 09-22123 BAM
)
) DATE: October 15, 2009
Debtor.) TIME: 2:30 p.m.
)

**NOTICE OF MOTION TO VALUE DEBTOR' NON-PRINCIPAL RESIDENCE
REAL PROPERTY, TO MODIFY THE RIGHTS OF PARTIALLY SECURED
AND WHOLLY UNSECURED LIENHOLDERS AND OBJECTION TO
LIENHOLDERS' PROOF(S) OF CLAIM, IF ANY**

TO: ALL INTERESTED PARTIES

NOTICE IS HEREBY GIVEN that a Motion to Value Collateral and Modify Rights of AMERICAS SERVICING COMPANY & CITIMORTGAGE, pursuant to 11 U.S.C. §506(a) and § 1322, was filed September 14, 2009, by Sanchez Law Group Ltd., Attorney for Debtor(s), IRMA TAPIA. This Motion seeks to value collateral underlying AMERICAS SERVICING COMPANY and CITIMORTGAGE's rights regarding their respective mortgage loans.

NOTICE IS FURTHER GIVEN that any and all opposition must be filed pursuant to Local Rule 9014(d)(1), which provides in pertinent part as follows:

Any Opposition must be filed pursuant to Local Rule 9014(d):

"(1) Oppositions to a motion must be filed and service must be completed on the movant no later than 15 days after the motion is served except as provided by LR 3007(b) and LR 9006. If the hearing has been set on less than 15 days' notice, the opposition must be filed no later than 5 business days before the hearing, unless the court orders otherwise. The opposition must set forth all relevant facts and any relevant legal authority. An opposition must be supported by affidavits or declarations that conform to the provisions of subsection (c) of this rule.

(2) Except as provided by LR 3007(b), LR 7056(c), and LR 9006, any reply memorandum may be filed and served by the court and the opposing party no later than 5 business days before the date set for hearing or within the time otherwise fixed by the court.

(3) Uncontroverted facts may be taken as true. If no response or opposition is filed within the time required by these rules, the matter will be deemed unopposed, the court may enter an order granting the relief requested in the motion without further notice and without a hearing, and no appearance need be made. At the time originally set for hearing unopposed matters, the court may on its own or at the request of any party in interest continue the matter for hearing, in which case an appearance on behalf of the movant will be required at the continued hearing.”

If you object to the relief requested, you ***must*** file a **WRITTEN** response to this pleading with the court. You must also serve your written response on the person who sent you this notice.

If you do not file a written response with the court, or if you do not serve your written response on the person who sent you this notice, then:

- The court may ***refuse to allow you to speak*** at the scheduled hearing; and
- The court may ***rule against you*** without formally calling the matter at the hearing.

NOTICE IS FURTHER GIVEN that the hearing on the said Motion will be held before a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas Boulevard South, Bankruptcy Court Room 3, Third Floor, Las Vegas, NV on October 15, 2009 at 2:30 pm.

Dated: September 14, 2009

/s/Jorge L. Sanchez, Esq.
JORGE L. SANCHEZ, ESQ.
Attorney for Debtor

JORGE L. SANCHEZ, ESQ,
Nevada Bar No. 10434
SANCHEZ LAW GROUP, LTD.
930 South Fourth Street, Suite 211
Las Vegas, Nevada 89101
Phone (702) 635-8529
Attorney for Debtor

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**CERTIFICATE OF SERVICE FOR NOTICE AND MOTION TO
VALUE DEBTOR' NON-PRINCIPAL RESIDENCE REAL PROPERTY,
TO MODIFY THE RIGHTS OF PARTIALLY SECURED AND WHOLLY
UNSECURED LIENHOLDERS AND OBJECTION TO
LIENHOLDERS' PROOF(S) OF CLAIM, IF ANY**

1. On September 14, 2009, I served the following document(s):

Notice and Motion to Value Debtor' Non-Principal Residence Real Property, to Modify the
Rights of Partially Secured and Wholly Unsecured Lienholders and Objection to Lienholders'
Proof(s) of Claim, if any pursuant to 11 U.S.C. § 5060(a) and § 1322

2. I served the above-named document(s) by the following means to the persons as
listed below:

- a. ECF System
- b. Certified United States mail, postage fully prepaid, addressed as follows:

Notice Recipient for Americas Servicing Company
Greg Wilde, Esq.
Wilde and Associates
208 South Jones Boulevard
Henderson, NV 89052

Americas Servicing Company
7485 New Horizon Way
Fredrick MD 21703

Citimortgage
450 American Street, SV416
Simi Valley, CA 93065

Americas Servicing Company POC
One Home Campus, MAC ID #X2302-04C
Des Moines, IA 50328

Resident Agent Citimortgage
The Corporation Trust Company of Nevada
6100 Neil Road, Suite 500
Reno, NV 89511

Citimortgage President
Sanjiv Das
1000 Technology Drive
O'Fallon, MO 63368

c. Personal Service

I personally delivered the document(s) to the persons at these addresses:

d. By direct email

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

e. By fax transmission

Based upon written agreement of parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the fax transmission is attached.

f. By messenger

I declare under penalty of perjury that the foregoing is true and correct.

Dated: September 14, 2009

/s/Doug Allen/s/

An employee of Sanchez Law Group